Anno tricesimo tertio

Georgii II. Regis.

An Act for extending the Powers granted by an Act passed in the Twenty fifth Year of the Reign of His present Majesty, for repairing the Road leading from the *Royal Oak* on *Wrotham Heath*, to the Town of *Wrotham*, in the County of *Kent*, and from thence to the Village of *Foots-Cray*, in the said County, to the Road leading from the *Royal Oak* on *Wrotham Heath*, to the Town of *Maidstone*.



WHEREAS by an Act, passed in the Twenty fifth Year of the Reign of His present Majesty, intituled, An Act for repairing the Road leading from the *Royal Oak* on *Wrotham Heath*, to the Town of *Wrotham*, in the County of *Kent*, and from thence to the Village of *Foots-Cray*, in the said County, several Tolls, Duties, and Powers, are granted for repairing the said Road, which were to have Continuance from the Thirty first Day of March, One thousand seven hundred and fifty two, for the Term of Twenty one Years, and from thence to the End

Preamble, reciting Act 25 *Geo.* II.

of the then next Session of Parliament: And whereas the Road leading from the Royal Oak on Wrotham Heath, to the Town of Maidstone, through the several Parishes of Wrotham, Offham, Addington, Ryarsh, Leyburne, West Malling, East Malling, Ditton, Aylesford, Allington, and Maidstone, is in many Places very narrow, and in a ruinous Condition, and incapable of being repaired by the ordinary Course of Law; And whereas the extending the Repair of the said Road from the Royal Oak, on Wrotham Heath, to the Town of Maidstone, would be of public Utility; May it therefore please Your most Excellent Majesty, that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and after the passing of this present Act, the Trustees appointed, or to be appointed, to put in Execution the said Act of the Twenty fifth Year of the Reign of His present Majesty, for repairing the Road leading from the Royal Oak on Wrotham Heath, to the Town of Wrotham, in the County of Kent, and from thence to the Village of Foots-Cray, in the said County, shall be, and they are hereby appointed Trustees for surveying, ordering, repairing, and keeping in Repair, the said Road, from the Royal Oak on Wrotham Heath, to the said Town of Maidstone, through the Parishes of Wrotham, Offham, Addington, Ryarsh, Leyburne, West Malling, East Malling, Ditton, Aylesford, Allington, and Maidstone, and that the said Trustees, or any Five or more of them, shall and may erect One or more Gate or Gates, Turnpike or Turnpikes, at or upon any Part of the said last-mentioned Road, or on the Sides thereof; and take such and the like Tolls or Duties, before any Horse, Cattle, or Carriage, be permitted to pass through the same, as by the said Act of the Twenty fifth Year of His Majesty's Reign, they are impowered to do on the Road directed by the said Act to be repaired: And that all and every the Powers, Provisoes, Clauses, Limitations, Exceptions, Penalties, Forfeitures, and all other Matters and Things whatsoever, contained in the said Act of the Twenty fifth Year of His Majesty's Reign, shall be, and they are hereby declared to be, extended to the said Road, from the Royal Oak on Wrotham Heath, to the said Town of Maidstone, through the Parishes of Wrotham, Offham, Addington,

The Trustees under Act 25 *Geo.* II. appointed Trustees for Repair of the Road herein described.

Like Tolls to be taken thereon, as are granted by the recited Act of 25 *Geo.* II.

Powers, &c. of the recited Act extended to this Act.

Ryarsh, Leyburne, West Malling, East Malling, Ditton, Aylesford, Allington, and Maidstone, as fully and effectually, as if the same were repeated and re-enacted in the Body of this present Act.

Qualification of Trustees.

And be it further enacted by the Authority aforesaid, That no Person shall be capable of acting as a Trustee for putting this Act in Execution, unless he shall be qualified in such Manner, as by the said Act of the Twenty fifth Year of his Majesty's Reign is directed and prescribed.

Treasurers to give Security.

And be it further enacted by the Authority aforesaid, That the said Trustees, or any Five or more of them, shall, and they are hereby required to take such Security from their Treasurer or Treasurers, as the said Trustees, or any Five or more of them, shall think fit.

Time and Place of Trustees Meeting.

And be it further enacted by the Authority aforesaid, That the Trustees appointed by the said former Act, shall meet for the First Time, to proceed upon the Execution of this Act, at the House known by the Name of the White Swan, in West Malling, on Saturday the Twelfth Day of April, in the Year of our Lord, One thousand seven hundred and sixty, and adjourn themselves; and shall afterwards meet there, or at any other Place, in such Manner as directed by the said Act of the Twenty fifth Year of the Reign of His present Majesty.

Limitation of Actions.

And be it further enacted by the Authority aforesaid, That if any Action or Suit shall be commenced against any Person or Persons, for any Thing done in pursuance of this Act, the same shall be commenced within Six Months next after the Fact committed, and not afterwards, and shall be laid, or brought, in the said County of Kent, and not elsewhere; and the Defendant or Defendants, in such Action or Suit, shall and may plead the General Issue, and give this Act and the Special Matter in Evidence at any Trial to be had thereupon, and that the same was done in pursuance and by the Authority of this Act; and if it shall appear so to be done, or that such Action or Suit shall be commenced after the Time before limited for bringing the same, or shall be brought in any other County or Place; that then the Jury shall find for the Defendant or Defendants; and upon a Verdict for the Defendant, or if the Plaintiff or Plaintiffs shall be nonsuited, or discontinue his, her, or their Action or Suit, after the Defendant or Defendants shall have appeared; or if, upon Demurrer, Judgement shall be given against the said Plaintiff or Plaintiffs, the Defendant or Defendants shall and may re-

General Issue.

Treble Costs. cover Treble Costs, and have the like Remedy for the same as any Defendant or Defendants hath or have in other Cases by Law.

Publick Act. And be it further enacted by the Authority aforesaid, That this Act shall be adjudged, deemed, and taken, to be a Publick Act; and be judicially taken Notice of as such, by all Judges, Justices, and other Persons whatsoever, without specially pleading the same.

FINIS.